

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4717 Clubview Drive, Fort Wayne, Indiana 46804 (Sherwin-Williams).

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Division 6, Article II, Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana, of 1974, as amended and I.C. 6-1.1-12.1, to wit:

Attached hereto as "Exhibit A" as if a part herein;

and

WHEREAS, said project will create 16 additional permanent jobs for a total additional annual payroll of \$712,400, with the average new annual job salary being \$44,500; and

WHEREAS, the total estimated project cost is \$2,653,690; and

WHEREAS, recommendations have been received from the Committee on Finance and the Department of Economic Development concerning said Resolution; and

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

WHEREAS, if said Resolution involves an area that has already been designated an allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has adopted a Resolution approving the designation.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That, the Resolution previously designating the above described property as an "Economic Revitalization Area" is

confirmed in all respects.

1 **SECTION 2.** That, the hereinabove described property is hereby
2 declared an "Economic Revitalization Area" pursuant to I.C. 6-1.1-
3 12.1, said designation to begin on the effective date of this
4 Resolution and continue for a one (1) year period. Said
5 designation shall terminate at the end of that one (1) year period.

6 **SECTION 3.** That, said designation of the hereinabove
7 described property as an "Economic Revitalization Area" shall apply
8 to both a deduction of the assessed value of real estate and
9 personal property for new manufacturing equipment.

10 **SECTION 4.** That, the estimate of the number of individuals
11 that will be employed or whose employment will be retained and the
12 estimate of the annual salaries of those individuals and the
13 estimate of the value of redevelopment or rehabilitation and the
14 estimate of the value of the new manufacturing equipment, all
15 contained in Petitioner's Statement of Benefits are reasonable and
16 are benefits that can be reasonably expected to result from the
17 proposed described redevelopment or rehabilitation and from the
18 installation of the new manufacturing equipment.

19 **SECTION 5.** The current year approximate tax rates for taxing
20 units within the City would be:

21 (a) If the proposed development does not occur, the
22 approximate current year tax rates for this site would be
23 \$8.8353/\$100.

24 (b) If the proposed development does occur and no deduction
25 is granted, the approximate current year tax rate for the
26 site would be \$8.8353/\$100 (the change would be
27 negligible).

28 (c) If the proposed development occurs and a deduction
29 percentage of fifty percent (50%) is assumed, the
30 approximate current year tax rate for the site would be
31 \$8.8353/\$100 (the change would be negligible).

32 (d) If the proposed new manufacturing equipment is not

installed, the approximate current year tax rates for this site would be \$8.8353/\$100.

(e) If the proposed new manufacturing equipment is installed and no deduction is granted, the approximate current year tax rate for the site would be \$8.8353/\$100 (the change would be negligible).

(f) If the proposed new manufacturing equipment is installed and a deduction percentage of eighty percent (80%) is assumed, the approximate current year tax rate for the site would be \$8.8353/\$100 (the change would be negligible).

SECTION 6. Pursuant to I.C. 6-1.1-12.1, it is hereby determined that the deduction from the assessed value of the real property shall be for a period of ten (10) years, and that the deduction from the assessed value of the new manufacturing equipment shall be for a period of five (5) years.

SECTION 7. The benefits described in the Petitioner's Statement of Benefits can be reasonably expected to result from the project and are sufficient to justify the applicable deductions.

SECTION 8. For new manufacturing equipment, a deduction application must contain a performance report showing the extent to which there has been compliance with the statement of benefits form approved by the Fort Wayne Common Council at the time of filing.


SECTION 9. For real property, a deduction application must contain a performance report showing the extent to which there has been compliance with the Statement of Benefits form approved by the Fort Wayne Common Council at the time of filing. This report must be submitted to the Allen County Auditor's Office and the City of Fort Wayne's Department of Economic Development and must be included in the deduction application. For subsequent years, the performance report must be updated within sixty days after the end of each year in which the deduction is applicable.

SECTION 10. The performance report must contain the following

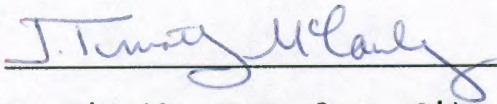
information:

- A. The cost and description of real property improvements and/or new manufacturing equipment acquired.
- B. The number of employees hired through the end of the preceding calendar year as a result of the deduction.
- C. The total salaries of the employees hired through the end of the preceding calendar year as a result of the deduction.
- D. The total number of employees employed at the facility receiving the deduction.
- E. The total assessed value of the real and/or personal property deductions.
- F. The tax savings resulting from the real and/or personal property being abated.

SECTION 11. That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


Member of Council

APPROVED AS TO FORM AND LEGALITY


J. Timothy McCaulay, City Attorney

WUOR STAR BOND
SOUTH AFRICA CO. USA
28% COTTON FIBER

Read the first time in full and on motion by Lunsey, seconded by _____, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday, the 14th day of December, 19 93, at 3:30 o'clock P.M., E.S.T.

DATED: 11-23-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Lunsey, seconded by _____, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>9</u>			
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 12-14-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. R-61-93
on the 14th day of December, 19 93

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark C. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of December, 19 93, at the hour of 2:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 16th day of December, 19 93, at the hour of 11:15 o'clock P.M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Confirming Resolution

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE Sherwin-Williams is requesting a tax abatement to do some improvements on the existing structure at 4717 Clubview Drive. Improvements include interior renovations of office and manufacturing areas. They are also planning to purchase several pieces of equipment.

09-93-11-20

EFFECT OF PASSAGE Will allow for the creation of 16 new full-time jobs.

EFFECT OF NON-PASSAGE Project will not take place resulting in 16 jobs not being created.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

ASSIGNED TO COMMITTEE (PRESIDENT) Donald J. Schmidt

BILL NO. R-93-11-20

REPORT OF THE COMMITTEE ON
FINANCE

ARCHIE L. LUNSEY & DONALD J. SCHMIDT - CO-CHAIRPERSONS
HENRY, EDMONDS, LONG

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (~~ORDINANCE~~) (RESOLUTION) designating an "Economic
Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known
as 4717 Clubview Drive, Fort Wayne, Indiana 46804 (Sherwin-Williams)

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(~~ORDINANCE~~) (RESOLUTION) _____

DO PASS

DO NOT PASS

ABSTAIN

NO REC

[Handwritten signatures: Archie L. Lunsey, Donald J. Schmidt, Henry, Edmonds, Long]

DATED: 12-14-93

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

November 24, 1993

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of November 27, 1993, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. R-93-11-19 & R-93-11-20
Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-93-11-19 AND R-93-11-20)

Notice is hereby given that the Common Council of the City
of Fort Wayne, Indiana, approved a Resolution on 11-23-93,
date

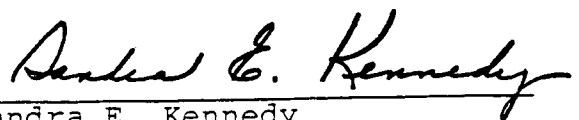
designating property at 4717 Clubview Drive, Fort Wayne, Indiana
(Sherwin-Williams)

an Economic Revitalization Area. A description of the affected area
can be inspected in the County Assessor's Office.

Common Council will conduct a public hearing on whether
the above described resolution should be confirmed, modified and
confirmed or rescinded on Tuesday, December 14, 1993, at 5:30 P.M.,
date, time & place
o'clock P.M., Common Council Conference Room 128, City-County
Building, One Main Street, Fort Wayne, IN

If confirmed, said designation shall continue for one (1) year after
confirmation.

All interested persons are invited to attend and be heard
at the public hearing.


Sandra E. Kennedy
City Clerk

FW Common Council
(Governmental Unit)

ALLEN County, Indiana

To: The Journal-Gazette Dr.
P.O. Box 100
Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

25 lines, 1 columns wide equals 25 equivalent lines
at .33 cents per line

\$ 8.25

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

1.00

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

\$ 9.25

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Cindy Gillenwater
Clerk

Date: Nov 27, 19 93

Title: _____

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time 11/27/93, the dates of publication being as follows:

Cindy Gillenwater
Subscribed and sworn to before me this 27th day of Nov, 19 93.

Mary L Adkison
Notary Public

My commission expires: MARY L ADKISON
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 1997

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL
(RESOLUTIONS NO. R-93-11-19 AND R-93-11-20)
Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a Resolution on 11-23-93 designating property at 4717 Clubview Drive, Fort Wayne, Indiana (Sherwin-Williams) an Economic Revitalization Area. A description of the affected area can be inspected in the County Assessor's Office. Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on Tuesday, December 14, 1993, at 5:30 P.M., o'clock P.M., Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, IN. If confirmed, said designation shall continue for one (1) year after confirmation. All interested persons are invited to attend and be heard at the public hearing.
Sandra E. Kennedy
City Clerk
#941

FW Common Council
(Governmental Unit)

To: The News-Sentinel Dr.
P.O. Box 100
Fort Wayne, IN

ALLEN County, Indiana

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Date: Nov 27, 19 93 Title:

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) ss:
Allen County)

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Sandra E. Kennedy
City Clerk
#941

Personally appeared before me, a notary public in and for said county and state, the undersigned cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

11/27/93
Cindy Gillenwater
Subscribed and sworn to before me this 27th day of Nov, 19 93

Mary L Adkison
Notary Public
MARY L ADKISON
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 1997

My commission expires: